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20 UNITED STATES DISTRICT COURT  
21 NORTHERN DISTRICT OF CALIFORNIA  
22 OAKLAND DIVISION

23 THOMAS RAY WOODSON,  
24 Plaintiff,

25 v.

26 J. RODRIGUEZ, *et al.*,  
27 Defendants.

Case No. 4:07-CV-04925-CW

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING FACT  
DISCOVERY CUT-OFF FOR  
CERTAIN DEPOSITIONS**

Judge: The Honorable Claudia Wilken

Complaint Filed: September 21, 2007  
Trial Date: June 27, 2011

28 STIPULATION AND [PROPOSED] ORDER RESETTING CASE MANAGEMENT DATES  
CASE NO. 4:07-CV-04925-CW  
sf-2935047

1 Pursuant to Northern District Local Rules 7-12 and 16-2, counsel for Plaintiff Thomas R.  
2 Woodson and counsel for Defendants J. Rodriguez, E. Camarena, J. Parra, D. Vega, and  
3 Sergeant Kircher hereby submit this Stipulation and Proposed Order to extend the fact discovery  
4 cut-off for the purpose of taking the depositions of Defendant J. Rodriguez, Defendant E.  
5 Camarena, Defendant J. Parra, Defendant D. Vega, Defendant Sergeant Kircher, Inmate Victor  
6 Roldan, Inmate Michael Bell, and the 30(b)(6) deposition of Salinas Valley State Prison.

7 The parties previously agreed to extend the case management dates, as set forth in the  
8 stipulated order adopted by this Court on July 26, 2010 (Dkt. 88), because counsel for  
9 Mr. Woodson, Catharine B. Baker, had to take a leave of absence from her work with Morrison &  
10 Foerster LLP from August 1, 2010, through approximately November 1, 2010, for personal  
11 reasons;

12 Ms. Baker's leave has been extended through at least December 31, 2010;

13 The parties have worked with the California Medical Facility and Corcoran State Prison to  
14 schedule the respective depositions of Inmates Michael Bell and Victor Roldan;

15 The parties are also coordinating with the law firm of McNamara, Ney, Beatty, Slattery,  
16 Borges & Brothers LLP, counsel for the California Department of Corrections and Rehabilitation,  
17 to schedule the 30(b)(6) deposition of Salinas Valley State Prison;

18 The parties agree to extend the fact discovery cut-off until January 14, 2011 solely for the  
19 purpose of taking the depositions of Defendant J. Rodriguez, Defendant E. Camarena,  
20 Defendant J. Parra, Defendant D. Vega, Defendant Sergeant Kircher, Inmate Victor Roldan,  
21 Inmate Michael Bell, and the 30(b)(6) deposition of Salinas Valley State Prison;

22 Additionally, the parties believe that the testimony of Inmate Foster Gaines will not be  
23 necessary for the adjudication of this lawsuit;

24 IT IS HEREBY STIPULATED AND AGREED by the parties, by and through their  
25 respective counsel, that:

26 1. The fact discovery cut-off shall be extended from December 17, 2010, to  
27 January 14, 2011, for the sole purpose of taking the depositions of Inmates Victor Roldan and  
28 Michael Bell, and the 30(b)(6) deposition of Salinas Valley State Prison.

2. The fact discovery cut-off shall also be extended from December 17, 2010, to January 14, 2011 to allow Plaintiff's counsel to take the depositions of Defendants J. Rodriguez, E. Camarena, J. Parra, D. Vega, and Sergeant Kircher.

3. If during the course of any of the depositions that go forward after December 17, 2010, information comes to light regarding relevant documents that the parties could not have known about except as a result of the deposition testimony, and these documents were covered by previous discovery requests that were served before December 17, 2010, the parties will be permitted up until January 31, 2011, to issue appropriate documents requests or subpoenas for those relevant documents.

4. Unless the parties otherwise agree in writing or by court order, all written discovery directed to any party or non-party will comply with the original discovery cut-off of December 17, 2010 (Dkt. 88). This agreement will not limit or alter a party's right to pursue discovery served or subpoenaed prior to the December 17, 2010 discovery cut-off.

5. None of the other case management dates are altered by this stipulation.

6. The parties agree that they will not call or otherwise seek to introduce the testimony of Inmate Foster Gaines at trial.

Dated: December 21, 2010

Respectfully Submitted,

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By:   
JANELLE J. SAHOURIA

Attorneys for Plaintiff  
THOMAS RAY WOODSON



1 Dated: December 21, 2010

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3 NEAH HUYNH  
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5 OFFICE

6 By:

7   
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1 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.  
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3 Dated: 12/23/2010

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HONORABLE CLAUDIA WILKEN  
United States District Court Judge